

## Office of the Secretary of Defense

## § 110.4

(d) Contracts for personal services entered into shall be awarded and administered pursuant to the provisions of the Federal Acquisition Regulation (FAR), part 37 and DoD and departmental supplementary contracting provisions.

### § 107.6 Responsibilities.

(a) The Military Departments shall be responsible for the management of the direct health care provider contracting program, ensuring that effective means of obtaining adequate quality care is achieved in compliance with the FAR, part 37. The portion of the Military Department regulations ensuring that compensation provided for a particular type of service is based on objective criteria and is not susceptible to individual favoritism shall be stressed.

(b) The Office of the Assistant Secretary of Defense (Health Affairs) (OASD(HA)) shall be responsible for monitoring the personal services contracting program.

ENCLOSURE 1 TO PART 107—TABLE OF  
AUTHORIZED COMPENSATION RATES

| Occupation/specialty group  | Compensation rate<br>not to exceed |                                 |
|---|------------------------------------|---------------------------------|
|   | Pay<br>grade                       | Years of serv-<br>ice           |
| I. Physicians and dentists .....  | 0-6                                | Over 26.                        |
| II. Other individuals, including nurse<br>practitioners, nurse anesthetists,<br>and nurse midwives, but exclud-<br>ing paraprofessionals. | 0-5                                | Over 20 but<br>less than<br>22. |
| III. All registered nurses, except<br>those who are included in Group<br>II.  | 0-4                                | Over 16 but<br>less than<br>18. |
| IV. Paraprofessionals .....   | 0-3                                | Over 6 but<br>less than 8.      |

## PART 110—STANDARDIZED RATES OF SUBSISTENCE ALLOWANCE AND COMMUTATION INSTEAD OF UNIFORMS FOR MEMBERS OF THE SENIOR RESERVE OFFICERS' TRAINING CORPS

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(SAMPLE)

AUTHORITY: 10 U.S.C. 2101-2111, 37 U.S.C.  
209, 50 App. U.S.C. 456(a).

SOURCE: 51 FR 26886, July 28, 1986, unless  
otherwise noted.

### § 110.1 Reissuance and purpose.

This part reissues 32 CFR part 110 im-  
plementing Pub. L. 88-647, 92-171, and  
98-94 and updates policy, assigns re-  
sponsibilities, and prescribes proce-  
dures for determining commutation  
rates for Reserve Officers' Training  
Corps (ROTC) detachments offered  
commutation funds instead of uni-  
forms.

### § 110.2 Applicability.

This part applies to the Office of the  
Secretary of Defense (OSD), the Mi-  
litary Departments, and the Defense Lo-  
gistics Agency (DLA) (hereafter re-  
ferred to collectively as "DoD Compo-  
nents"). The term "Military Services,"  
as used herein, refers to the Army,  
Navy, Air Force, and Marine Corps.

### § 110.3 Policy.

It is DoD policy to provide subsist-  
ence allowance in accordance with Pub.  
L. 92-171 and to eligible participants of  
senior ROTC programs and commuta-  
tion funds instead of uniforms (section  
2110, Pub. L. 88-647) for members of sen-  
ior ROTC programs at eligible schools.

### § 110.4 Responsibilities.

(a) The *Assistant Secretary of Defense  
(Force Management and Personnel)*  
(ADS(FM&P)), or designee, shall:

(1) Administer the overall DoD ROTC  
program.

(2) Maintain liaison with the Military  
Departments regarding the functioning  
of the ROTC program.

(3) Announce the standard rates of  
commutation instead of uniforms to

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the Military Departments not later than August 1 each year.

(b) The *Director, Defense Logistics Agency* (DLA), shall provide the Military Departments during December of each year the current unit price list of uniform items to be used the following fiscal year.

(c) The *Secretaries of the Military Departments* shall:

(1) Prescribe the standard uniform items for each climatic zone, sex, and course (basic and advanced) in quantities authorized to be provided.

(2) Develop the communication rates, based on the standard Military Service uniforms, and establish procedures for rate review on an annual basis.

(3) Submit to the ASD(FM&P) an estimate of the rates of commutation, based on the latest DLA clothing rate, for climatic zones by sex and course not later than July 1 of each year.

(4) Classify educational institutions as Military Colleges (MC), Civilian Colleges (CC), or Military Junior Colleges (MJC), hereafter also called schools.

(5) Conduct inspections to ensure that the schools meet the requirements for the respective classifications and that those receiving commutation funds provide quality uniforms in sufficient quantities.

(6) Program and budget for subsistence allowance and commutation, instead of uniforms, for members of the senior ROTC program.

### § 110.5 Procedures.

(a) *Classification of institutions hosting Senior ROTC Units.* Educational institutions hosting senior ROTC units maintained by the Military Departments shall be classified as essentially military or civilian colleges or universities.

(1) The classification MC shall be assigned to units established in:

(i) Essentially military colleges or universities that, for purposes of qualifying as an MC under 50 U.S.C. App. 456(a)(1):

(A) Confer baccalaureate or graduate degrees.

(B) Require a course in military training throughout the undergraduate course for all qualified undergraduate students.

(C) Organize their military students as a corps of cadets under constantly maintained military discipline.

(D) Require all members of the corps, including those nonmembers enrolled in the ROTC, to be habitually in uniform when on campus.

(E) Have as their objective the development of the military students' character by means of military training and the regulation of their conduct in accordance with the principles of military discipline.

(F) In general, meet military standards similar to those maintained at the Military Service academies.

(ii) The designation "all qualified undergraduate students," under paragraph (a)(i)(B) of this section means all physically fit students except:

(A) Female students who waive their right to participate as provided by Pub. L. 95–485, section 809.

(B) Foreign nationals.

(C) Students who are not liable for induction by virtue of having honorably completed active training and service.

(D) Students who are pursuing special undergraduate courses beyond 4 years after completing the required military training.

(E) Certain categories of students who are excused specifically by administrative decision and approved by the ROTC unit commander.

(2) The classification CC shall be assigned when units are established at civilian colleges and universities that are not operated on an essentially military basis, but that confer baccalaureate or graduate degrees.

(3) The classification MJC shall be assigned when ROTC units are established at essentially military schools that provide junior college or junior college and high school instruction, but DO NOT confer baccalaureate degrees. Those units shall meet all other requirements of an MC. (See Pub. L. 88–647).

(b) *Qualifying for the special rate of commutation.* (1) To qualify for payment at the special rate of commutation instead of uniforms, an institution classified MC or CC shall meet in addition to paragraphs (a) (1), or (2), respectively the requirements below. An institution